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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/820,394	04/08/2004	Stefan Boss	LBP-PT037	8453

3624 7590 04/21/2006

VOLPE AND KOENIG, P.C.  
UNITED PLAZA, SUITE 1600  
30 SOUTH 17TH STREET  
PHILADELPHIA, PA 19103

EXAMINER
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ALIE, GHASSEM

ART UNIT	PAPER NUMBER
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3724

DATE MAILED: 04/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



*Election/Restrictions*

1. Restriction to one of the following inventions is required under 35 U.S.C.

121:

- I. Claims 1, 2, and 4, drawn to a circular saw machine including a plurality of interchangeable plates having different spacing between the contact surfaces, classified in class 83, subclass 821.
- II. Claims 7-9, drawn to a circular saw machine including a mounting being fixable at a plurality of predetermined pivot angles, a hinge, and a hinge angle located along a pivot axis of the hinge, classified in class 83, subclass 169.
- III. Claims 10-12, drawn to a circular saw machine including a mounting that is being fixable at a plurality of pivot angles so that the radial distance between the contact surfaces of the saw blade guides and the drive shaft is respectively adjustable in positions for matching different saw blades, classified in class 83, subclass 829.

The inventions are distinct, each from the other because of the following reasons:

2. Inventions I-III are related as subcombinations disclosed as usable together in a single combination. The subcombinations are distinct from each other if they are shown to be separately usable. For example, the invention of Group I which includes a plurality of interchangeable plates has a separate utility such as it could be used without the mounting and the hinge of the invention in Group II. Conversely, the invention of Group II which includes a mounting and a hinge has a

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separate utility such as it could be used without the plurality of interchangeable plates of the invention in Group I. See MPEP § 806.05(d).

3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art because of their divergent subject matter, restriction for examination purpose as indicated is proper.

4. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor or at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

5. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR. 1.143).

### *Conclusion*

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ghassem Alie whose telephone number is (571) 272-4501. The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allan Shoap can be reached on (571) 272-4514. The fax


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phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, SEE <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (too-free).

GA/ga

April 14, 2006

  
Allan N. Shoap  
Supervisory Patent Examiner  
Group 3700